

**Heber City Corporation
City Council Meeting
January 16, 2014**

6:04 p.m.

WORK MEETING

The Council of Heber City, Wasatch County, Utah, met in **Work Meeting** on January 16, 2014, in the City Council Chambers at 75 North Main Street, Heber City, Utah.

Present:

Mayor
Council Members

Alan W. McDonald
Robert Patterson
Jeffery Bradshaw
Erik Rowland
Heidi Franco
Kelleen Potter

Also Present:

City Manager
City Recorder
City Engineer
Planning Director
Chief of Police
City Attorney

Mark K. Anderson
Michelle Kellogg
Bart Mumford
Anthony Kohler
David Booth
Mark Smedley

Others Present: Paul Royall, Devin McKrola, Paul Boyer, Mike Bardole, Mary Bardole, Anissa Wardell, Savanna Wardell, Joseph Silverzweig, Wayne McDonald, Kevin VanTassell, Janice VanTassell, Tracy Emmanuel, Susan Brandt, Greg Grani, Merry Duggin, Tom Fowler, Ted Caldwell, Rachel Kahler, Maddie Kirby, Carolina Moreno, Laurie Wynn, Danny Goode, Tracy Richardson, and others whose names were illegible.

Mayor McDonald opened the meeting and welcomed those in attendance.

Mike Bardole, Discuss Driveway Easement Changes: Mike Bardole explained his access was at School House Way across from the school bus entrance to Rocky Mountain Middle School. He moved to his current residence in 1988, and over the years the access had become unsafe. A firefighting apparatus would not be able to go down the access because of the narrowness of the easement. Also, school children were not safe walking along the easement because of the blind curve. Vehicles entering the driveway were required to back out if another car exited the driveway because the easement was only one car width. Some neighbors had installed fences up to the road, leaving barely eight feet clearance. There was also no clear ownership for the road. He asked to use the public right-of-way (1200 South), and requested that the City lay gravel on it since it was unimproved, and grade it a couple times a year. The current access would then revert to a walking path.

Tracy Richardson stated he purchased a home where the beginning access to Bardole's property was. Over the years, the access had become a problem. Cars sometimes drove into his yard to

allow another car to pass. There were many puddles in the easement and it wasn't maintained well. He stated this issue had been very frustrating to him.

Devin McKrola, Central Utah Water Conservancy District, stated he was asked to talk about the access road with regard to the Water Efficiency Project. There was a major pipeline that serviced 150 residents which was buried in this easement. The plat stated the easement was permanent and would continue once 1200 South was extended. The pipe was compressed by heavy loads travelling on the easement, and over time it could rupture. He supported getting the traffic off the easement.

Bardole read a letter from Jacob Chappell that explained his children used the road and it was his understanding that the road would one day be a walking path.

Joseph Silverzweig, Bardole's attorney, stated there were liability issues with this situation. He expressed that if the easement was closed and no other access was available, Bardole's parcel would be landlocked. He felt by maintaining the future 1200 South road, the liability would be reduced. Another liability would be having the pipeline break. Anderson stated the pipeline was owned by the Water Conservancy District, so a pipeline breakage would not be a liability for the City. Anderson offered a few suggestions to remedy the situation, including that Bardole could make his own access to his property without having to use the City right-of-way.

Mayor McDonald stated the Council would discuss this issue further at a future work meeting.

Review City Council Retreat Agenda: Mayor McDonald reviewed the City Council Retreat agenda. Council Member Rowland stated these retreats were a missed opportunity to involve more public participation. He hoped for next year the Council would consider making this event a two-day event, in which the City could invite public input, listen to department heads, and have presentations by community leaders on the first day. Then the next day take that information and formulate a direction for the City. Mayor McDonald agreed the public should be invited and planned on giving more notice next year; and he would look at implementing those suggestions for next year.

Report from CIB Meeting: Anderson indicated Mayor McDonald presented to the board and the board members were favorable to the project. It was noted that having this loan would save the taxpayers \$4,000,000 in interest costs over the life of the loan compared to receiving a marketplace loan. Anderson stated the final approval would be given in February. Mayor McDonald added that the committee was very thorough in their questions, and it was a good experience. It was noted that Tony Kohler filled out the application and thanks were given to him for the time and effort he put into that project. Council Member Franco asked when the funds would be available. Anderson felt that by mid-summer everything should be in place and repayment would begin when the project was completed.

Report on Hiring of the Senior Accountant: Anderson indicated Wesley Bingham accepted an offer to be the senior accountant. He would be joining the City by the end of the month.

Discuss Makeup of the Planning Commission, Board of Adjustment and Airport Advisory Board: Mayor McDonald said in looking at the makeup of the Planning Commission, there was only one alternate allowed. He would like two alternates to be on that board, as well as an alternate position added to the Board of Adjustments. The City Code was currently written to

require the alternate to be reappointed each year. He requested extending that term to a two-year term. Council Member Potter asked how often alternates were needed. It was discussed that the need varied with the time of the year. Council Member Patterson thought one alternate was sufficient. Kohler stated a couple Planning Commission meetings had to be delayed because of the difficulty of getting a quorum.

Council Member Rowland stated that in discussing ways that the Council could stay informed, he would recommend amending the Airport Advisory Board bylaws so as to require two Council members to be members of the board. If the Council agreed, he would take this proposal to the board and hopefully get the bylaws amended. Paul Royall stated David Church said the Council members should not be on City boards because boards needed to have autonomy in their decisions. Council Member Rowland indicated Church had been contacted and Church was only concerned with the Planning Commission since it was a decision making board, and the decision could be appealed to the Council. But the other boards were advisory in nature and having Council members on those boards would not be a conflict of interest.

With no further business, the meeting was adjourned.

Michelle Kellogg, City Recorder